[Shri P.K. Dhawan]

Committee (8th Lok Sabha) on Union Excise Duties—Taking irregular credit of duty of Rupees 1.17 crores on base yarn and its utilisation for payment of duty on textured yarn.

THE UTTAR PRADESH STATE LEGISLATURE (DELEGATION OF POWERS) BILL, 1993

THE MINISTER OF HOME AFFAIRS (SHRI S.B. CHAVAN): Madam, I beg to move for leave to introduce a Bill to confer on the President the power of the Legislature of the State of Uttar Pradesh to make laws.

The question was put and the motion was adopted.

SHRI S.B. CHAVAN: Madam, I introduce the Bill.

THE MADHYA PRADESH STATE LEGISLATURE (DELEGATION OF POWERS) BILL, 1993

THE MINISTER OF HOME AFFAIRS (SHRI S.B. CHAVAN): Madam, I beg to move for leave to introduce a Bill to confer on the President the power of the Legislature of the State of Madhya Pradesh to make laws.

The question was put and the motion was adopted.

SHRI S.B. CHAVAN: Madam, I introduce the Bill.

THE RAJASTHAN STATE LEGISLATURE (DELEGATION OF POWERS) BILL, 1993

THE MINISTER OF HOME AFFAIRS (SHRI S.B. CHAVAN): Madam, I beg to move for leave to introduce a Bill to confer on the President the power of the Legislature of the State of Rajasthan to make laws.

The question was put and the motion was adopted.

SHRI S.B. CHAVAN: Madam, I introduce the Bill.

THE HIMACHAL PRADESH STATE LEGISLATURE (DELEGATION OF POWERS) BILL, 1993

THE MINISTER OF HOME AFFAIRS (SHRI S.B. CHAVAN): Madam, I beg to move for leave to introduce a Bill to confer on the President the power of the Legislature of the State of Himachal Pradesh to make laws.

The question was put and the motion was adopted.

SHRI S.B. CHAVAN: Madam, I introduce the Bill.

THE DEPUTY CHAIRMAN: Now we will have Special Mentions..... *(Interruptions)*.....I have to make an announcement....*(Interruptions)*....

PROF. SAURIN BHATTACHARYA (West Bengal): I have a point to make, Madam.

THE DEPUTY CHAIRMAN: I will listen to you let me first make the announcement. Then you may make your point..... *(interruptions)*..... if you have any objection, you may do it after the announcement is over. Let me first speak. The Home Minister is going to make a statement regarding Tripura at 4.45 p.m. Now you can object.

PROF. SAURIN BHATTACHARYA: Madam, I have a point to make on this issue... *(Interruptions)*...

SHRI M.A. BABY: (Kerala) It is a privilege issue. It may be given prominence. I have given notice of a privilege motion.

THE DEPUTY CHAIRMAN: Let me listen to him first.

PROF. SAURIN BHATTACHARYA: Yesterday, a question arose whether this House was being neglected by the Home Minister who is also the Leader of the House. Then he clarified that being a

Member of this House, he would not neglect this House and it was not a neglect of this House only because the statement on Tripura was made in Lok Sabha. After this House was adjourned, it could not be made in this House was adjourned, it could not be made in this House that day and would be made today. You also, Madam, made a similar announcement. As a matter of fact, on the basis of your announcement, I sent my name for seeking clarifications. But thereafter we were kept in the dark as to what happened to that statement. And, Madam, the Minister seems to have blacked it out and now he is going to make his statement today here. I consider this to be an affront to this House. This House is being taken for a ride and is being taken for granted. Otherwise this thing would not have happened. I do not know whether the statement he is going to make today here is a one or the same. Whatever it may be, there is no denying the fact that this House has been taken for granted.

SHRI M.A. BABY: Madam, this is a matter of privilege. Please allow me... *(Interruptions)*...

THE DEPUTY CHAIRMAN: Just a minute. Mr. Chavan wants to say something. I will allow you. But let this matter be settled first...*(Interruptions)*....

THE MINISTER OF HOME AFFAIRS (SHRI S.B. CHAVAN): Madam, with reference to the point which the honourable Member, Prof. Bhattacharya has riased, I would like to say that I will be the last person to make any kind of affront to this House. I have great respect for this House and, as a Member of this House also, it will be my responsibility to see that this House is treated properly. I made a statement, I made in the Lok Sabha and I have to make another statement today in the Lok Sabha. So, the first statement has become rather out of date and a new statement is going to be made today in the Lok Sabha. There is going to be some kind of negotiations and thereafter this statement is going to be made. I think the honourable Member will give me some time to have these negotiations...*(Interruptions.)*...

SHRI YASHWANT SINHA (Bihar): Madam, yesterday, he promised that he would come to this House with a statement. He did not come to the House with a statement. The official media announced yesterday that he was going to make another statement in the other House. Yesterday, it was announced and absolutely there was nothing mentioned about this House being taken into confidence by the Minister of Home Affairs in this matter. Now, this is what causes concern to all of us.

THE DEPUTY CHAIRMAN: You see, the House also adjourned early yesterday.

SHRI YASHWANT SINHA: No; that is not the reason. Was the time fixed and announced? Can be announce the time? Is he in a position to announce the time now that this statement will be made here today at such and such time? Why should we be kept in the dark about such a simple thing?

श्री जगदीश प्रसाद माथुर (उत्तर प्रदेश): गृह मंत्री जी ने स्पष्ट कर दिया, ठीक किया लेकिन यदि यहीं पर सदन में स्वयं आ कर अथवा अन्य मंत्री कह देते कि यद्यपि गृह मंत्री जी ने कहा कि वक्तव्य होगा, आज नहीं हो सकेगा, कल होगा। यह एक भूल हुई है। मैं समझता हूं कि सरकार को कम से रिग्रेट तो करना चाहिये। दूसरा एक और हुआ है। हमारे त्रिपुरा के संबंध में जो मंत्री है संतोष मोहन देव जी (व्यवधान) वे बोल रहे थे तो हाऊस लंच के लिए एडजर्न हो गया। यह पता नहीं लगा कि वक्तव्य समाप्त कर दिया, क्या किया है। जब हाऊस दोबरा मिला तो हमने सवाल खड़ा किया। यहां पर उस समय जो चेयर में थे हमने उनसे पूछा कि क्या हुआ तो कहने लगे कि हम को मालूम नहीं है, हम समझते हैं कि उन्होंने वक्तव्य खत्म कर दिया है। मैंने अबरार साहब से निवेदन किया कि बताइये कि वक्तव्य समाप्त हो गया या क्या हुआ तो कहने लगे कि मेरा कुछ इससे लेना-देना नहीं है, मेरा मतलब नहीं है। तब चेयर ने अबरार साहब से कहा कि आप जाइये और हाऊस को यह बताइये कि क्या वक्तव्य खत्म हो गया, क्या हुआ है। उन्होंने हाऊस का एक प्रकार से अपमान तो नहीं लेकिन कम से कम अवहेलना अवश्य की है। सरकार कम से कम दोनों बातों पर खड़े हो कर खेद तो प्रकट कर दे।

उपसभापति: खेद तो प्रकट कर दिया है। कितनी दफा अलग अलग खेद प्रकट करेंगे।

श्री एस०बी० चव्हाण: मुझे कोई आपत्ति नहीं है। कल जो स्टेटमेंट करना चाहिये था मैं कर नहीं पाया,

[श्री एस० बी० चव्हाण]

इसके लिए मुझे खेद है। लेकिन इसके साथ-साथ मैं आपकी जानकारी के लिए कहना चाहता हूं कि मैंने डिप्टी चेयरमैन से कंटेक्ट किया। उनसे कहा कि मुझे दूसरे हाऊस में कुछ देर हो गई है और वहां पर भी मुझे एक दूसरा स्टेटमेंट करना होगा तो उन्होंने कहा कि अब तो हाऊस एडर्जन हो गया है। **(व्यवधान)**

उपसभापति: उस वक्त हाऊस एडर्जन हो गया था। आप लोगों ने कल हाऊस को पांच बजे एडर्जन करा दिया।

एक माननीय सदस्य: आज भी पांच बजे करायेंगे।

उपसभापति: आज नहीं करेंगे। हम को बहुत काम है। उसके बारे में भी मैं आपसे रिक्वेस्ट करुंगी।

श्री प्रमोद महाजन (महाराष्ट्र): दोनों सदनों के लिए, जिसको दोनों सदनों की सेवा करनी हो। **(व्यवधान)**

SHRI DIPEN GHOSH (West Bengal): Madam, still there is a slip in the statement of the Minister... *(Interruptions)*...

श्रीमती सुषमा स्वराज (हरियाणा): मुझे एक बात कहनी है महोदया।

उपसभापति: खेद होने के बाद क्या बात कहनी होती है।

SHRI DIPEN GHOSH: Still there is a slip in the Home Minister's statement. Madam, you announced that he would make a statement at 4.45 p.m.

THE DEPTY CHAIRMAN: Today.

SHRI DIPEN GHOSH: Yes, today. And yesterday, at 12 o' clock, it was announced in the other House by the Minister of Parliamentary Affairs that the Home Minister would make a statement in a comprehensive way on the entire Tripura issue. It was around 2 o'clock or so. Between 2 o' clock of yesteday and today, he could not make any statement there.

THE DEPUTY CHAIRMAN: How do you know?

SHRI DIPEN GHOSH: Now the Minister says that he will have to go and negotiate what type of statement he would make. *(Interruptions)* Negotiations with whom?

THE DEPUTY CHAIRMAN: Just a minute. I am not following what you are saying.

SHRI DIPEN GHOSH: Madam, yesterday he was to make a statement here. He did not make it because in the meantime it was decided or rather it was announced by the Government that the Home Minister would make a statement in a comprehensive way. He could not come to this House and he could not do it here because by that time the House was adjourned. I accept that. But today, just now, you declared that he would make a statement at 4.45 P.M.

THE DEPUTY CHAIRMAN: Yes.

SHRI DIEPN GHOSH: And just now the Home Minister has stated that he would go to the other House and he would negotiate about the statement to be made.

THE DEPUTY CHAIRMAN: What announcement I made was...

SHRI DIPEN GHOSH: We want to know the type of negotiation, and whether President's Rule will be imposed in Tripura or not. How to overcome that constitutional crisis is a part of the negotiation or not?

SHRI S.B. CHAVAN: Let me explain. Madam, the statement prepared by the Government is ready with me. I was to make the statement in the Lok Sabha at 12 o' clock. But again, I got a message that we will have to talk with some people and that is why, instead of making a statment in the Lok Sabha at 12 o' clock, I will be, most probably, making it at 4' clock there. And after making the statement at 4 o' clock there — I believe that there is nos scope for any kind of clarification in that House--might be,

I will be able to stick to 4.45 p.m. here. But it depends upon the situation there also.

(Interruptions)

SHRI DIPEN GHOSH: Negotiations about he timing or the content?

SHRI PRAMOD MAHAJAN: The statement here is not subject to any negotiation.

SHRI DIPEN GHOSH: The negotiation is about the timing that you make in the other House or about the content of the statement to be made by you? That is my question.

SHRI S.B. CHAVAN: I think, it will not be proper on my part to clarify any position. It will depend upon the kind of discussion that we have.

श्रीमती सुषमा स्वराज: महोदया, जहां तक गृह मंत्री जी के स्टेटमेंट का ताल्लुक है उन्होंने स्थिति भी स्पष्ट कर दी और खेद भी प्रकट कर दिया इसलिए मसला समाप्त हो जाता है। लेकिन दूसरा मसला जो माथुर जी ने उठाया, उस मसले में स्थिति अब तक स्पष्ट नहीं हुई है। कल भोजनावकाश के बाद जब बैठक दुबारा शुरू हुई तो बहुत ही हास्यापद स्थिति इस सदन में सरकार के दो मंत्रियों के द्वारा बनायी गयी। जो तथ्य माथुर जी ने बताये मैं उन्हें दोहराना नहीं चाहती हूं। पहले तो स्वयं सन्तोष मोहन देव जी ने आपसे आग्रह करके परसनल एक्सप्लेनेशन की अनुमति मांगी। आपने वह अनुमति दी और अभी उनका वक्तव्य भी पूरा नहीं हुआ या कि भोजनावकाश हो गया। भोजनावकाश के बाद की बैठक में वे आये ही नहीं, अनुपस्थित हो गये और पीठासीन अधिकारी अंदाजों के ऊपर निष्कर्ष निकालने लगे और अपनी मदद के लिए जब पार्लियामेंट अफेयर्स मिनिस्टर को कहा वक्तव्य समाप्त कर दिया है या अभी वे अपना वक्तव्य जारी रखेंगे। स्थिति क्या है? पार्लिमेंट्री अफेयर्स मिनिस्टर यहां बैठे है। मैं आपके माध्यम से यहा कहना चाहूंगी कि वे कम से कम स्थिति स्पष्ट तो करें। सन्तोष मोहन देव जी अपना वक्तव्य पूरा कर गये थे या नहीं कर गये थे। उनका कोई लेना देना है या नहीं है। इस तरह की परिस्थितियां जो सदन में पैदा की जाती हैं उसमें कम से कम स्थिति तो स्पष्ट करें। यह करवाइये आप।

उपसभापति अभी दीजिए लीजिए कुछ।

वित्त मंत्रालय में राज्यमंत्री और संसदीय कार्य मंत्रालय में राज्य मंत्री (डा० अबरार अहमद): मैंने जानकारी प्राप्त की है। उन्होंने अपना वक्तव्य पूरा कर दिया था।

(व्यवधान)

THE DEPUTY CHAIRMAN: Mr. Baby now. *(Interruptions)* Yes, Mr. Baby, what is your problem?

श्रीमती सुषमा स्वराज: मैडम, आप जानती है कि उस समय मसला इस बात पर उलझ गया था कि जो दस्तावेज वह पढ़ रहे थे, वह उन्होंने कहां से प्राप्त किया, वह पब्लिक डाक्युमेंट है या क्लासिफाईड डाक्युमेंट है। इतनी बात के ऊपर सदन की पैठक स्थगित हो गई थी। कैसे इस वक्तव्य को पूरा मान सकते है। अभी तो इस बात कभी जवाब नहीं आया कि किस सोर्स से उनको वह मिला था, वह सोर्स सही था या नहीं। वह डाक्युमेंट पब्लिक है या क्लासिफाईड है? सिर्फ इनके कह देने मात्र से हम वक्तव्य को समाप्त कैसे मान लेंगे। ...**(व्यवधान)** महोदया, वह मामला जारी है। ...**(व्यवधान)**

उपसभापति: उसी सिलसिले की कुछ कड़ी है।

RE: QUESTION OF PRIVILEGE

SHRI M.A. BABY (Kerala): First of all I want to express ny resentment over the way in which notices for the privilege motion are handled. The rule is very clear. Rule 190 (1) of the Rules of Pocedure and Conduct of Business in the Council of State says:

> "The Chairman, if he gives consent under rule 187 and holds that the matter proposed to be discussed is in order, shall, after the questions and before the list of business is entered upon, call the member concerned, who shall rise in his place and, while asking for leave to raise the question of privilege make a short statment..."

Here what happens is that after the Question Hour is concluded, other issues are taken up and the issue of privilege motion does not get precedence. So, I urge upon you so see that precedence is given to the privilege motion in future.

THE DEPUTY CHAIRMAN: We always give precedence to the privilege issue and the privilege issue is taken up after I finish the regular business of laying the papers and other reports on